

CRM-M-50437-2021 (O&M)

CRM-M-999-2022 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

212

CRM-M-50437-2021 (O&M)

Date of decision: 07.02.2023

SUNNY BANSAL

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CRM-M-999-2022 (O&M)

KAMAL KISHORE AND ANOTHER

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

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Present : Mr. Shivraj Daumajra, Advocate for  
Mr. GPS Ghuman, Advocate  
for the petitioners.

Mr. Manipal Singh Atwal, DAG Punjab.

Mr. K.S. Sidhu, Sr. Advocate with  
Mr. P.S. Dhindsa, Advocate  
for the complainant.

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AMAN CHAUDHARY. J.

This common order shall dispose of the above-mentioned two criminal miscellaneous petitions as they arise out of same FIR.

Present petitions have been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail in FIR No.253 dated 07.10.2021, under Sections 420 of the Indian Penal Code, 1860 (Sections 467, 468 and 471 IPC added later on) registered at Police Station Civil Lines, Police Commissionerate Amritsar District Amritsar.

Learned counsel for the petitioners submits that in pursuance of order dated 20.10.2022, of this Court, the petitioners have not only joined investigation

on 26.01.2023 but have also fully cooperated with the investigating agency. In addition thereto a compromise has also been arrived at between the parties, whereby the entire matter stands settled. He further submits that in case the investigating agency requires the petitioners to appear, they shall make themselves available without demur.

Learned State counsel on instructions from ASI Virsa Singh affirms the factum of joining the investigation by the petitioners and cooperating with the investigation agency. He also submits that at this stage, the petitioners are not required for further custodial interrogation.

Learned counsel for the complainant submits that he has no objection in case the present interim bail is confirmed.

In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioners is allowed and the order dated 20.10.2022 granting interim bail to petitioner Rabina Bansal in CRM-M-999-2022 and Sunny Bansal in CRM-M-50437-2021, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr. P.C

However, it is made clear that if the petitioners fail to join and cooperate with the investigation agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to them.

(AMAN CHAUDHARY)  
JUDGE

February 07, 2023  
S.Sharma(syr)

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No